

1 THE HONORABLE JOHN C. COUGHENOUR
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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

9 TIMOTHY LINEHAN, on behalf of
10 plaintiff and a class,

11 Plaintiff,

12 v.

13 ALLIANCEONE RECEIVABLES
MANAGEMENT, INC.,

14 Defendant.

CASE NO. C15-1012-JCC

MINUTE ORDER

15 The following Minute Order is made by direction of the Court, the Honorable John C.
16 Coughenour, United States District Judge:

17 This matter comes before the Court on the Mosby Plaintiffs' request to reset motions for
18 summary judgment (Dkt. No. 346). The Mosby Plaintiffs seek to renote the Merchants
19 Defendants' motion for summary judgment (Dkt. No. 322) and Plaintiff Rohr-Smith's motion for
20 partial summary judgment (Dkt. No. 335) for Friday, April 21, 2017, the same date as the Mosby
21 Plaintiffs' summary judgment motion (Dkt. No. 343). (See Dkt. No. 346 at 1.) The Mosby
22 Plaintiffs believe this will facilitate settlement negotiations, permit scheduled depositions to
23 occur, and serve the interests of efficiency and economy. (*Id.* at 2.)

24 The Court observes the Merchants Defendants' objection (Dkt. No. 347). However, it is
25 the Court's strong preference to address these motions together for the sake of clarity and
26 judicial economy. This is why the Court has twice *sua sponte* renoted the summary judgment

1 motions in this case, in an effort to achieve a common noting date. (See Dkt. Nos. 321, 339.)

2 The Court reversed its more recent re-noting at the Merchants Defendants' request,
3 moving their motion (Dkt. No. 322) back to its original noting date of March 31, 2017. (See Dkt.
4 No. 342 at 1.) However, contrary to the Merchants Defendants' assertion, this was not because
5 the underlying goal had dissipated. (See Dkt. No. 341 at 1; Dkt. No. 347 at 1.) Although some of
6 the pending motions were withdrawn, there were still two motions pending with the later noting
7 date of April 7, 2017. (Dkt. Nos. 335, 337.) Rather, the Court granted the renoting request
8 because counsel had indicated his unavailability during the period of the new noting date. (Dkt.
9 No. 330) (indicating unavailability from April 6 to April 11, 2017).

10 This unavailability is not an issue for the present request to renote the motions for April
11 21, 2017. **Accordingly, that request (Dkt. No. 346) is GRANTED. The Merchants**
12 **Defendants' motion for summary judgment (Dkt. No. 322) and Plaintiff Rohr-Smith's**
13 **motion for partial summary judgment (Dkt. No. 335) shall be RENOTED for Friday, April**
14 **21, 2017.** The motion for summary judgment by Defendant King County (Dkt. No. 337) will
15 remain noted for Friday, April 7, 2017, as the claims and issues there are sufficiently distinct.

16 DATED this 27th day of March 2017.

17 William M. McCool
18 Clerk of Court

19 s/Paula McNabb
20 Deputy Clerk